

Message Text

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ACTION ARA-10

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-01 INR-07

L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15

USIA-06 IO-13 COME-00 DOTE-00 EB-08 FMC-01 SAL-01

CG-00 DLOS-06 OES-06 /091 W

-----261003Z 114381 /15

R 252154Z MAR 77

FM AMEMBASSY SAN JOSE

TO SECSTATE WASHDC 6827

INFO AMEMBASSY MANAGUA

AMEMBASSY BOGOTA

LIMITED OFFICIAL USE SAN JOSE 1247

E.O. 11652: N/A

TAGS: PBOR, CO, CS, NU

SUBJECT: NICARAGUAN RESERVATIONS RE COLOMBIAN-COSTA RICAN
MARITIME TREATY

REF: MANAGUA 1379

1. FONMIN GONZALO FACIO TOLD CHARGE MARCH 23 THAT DURING HIS MARCH 22 VISIT TO MANAGUA HE DISCUSSED NICARAGUAN RESERVATIONS CONCERNING COSTA RICAN-COLOMBIAN MARITIME ZONE DELIMITATION TREATY WITH FONMIN MONTIEL. FACIO OBSERVED THAT NICARAGUAN POSITION NOT YET FIRMED UP BUT APPEARED TO INCLUDE FOLLOWING CONSIDERATIONS: A) 1927 TREATY WITH COLOMBIA RECOGNIZING COLOMBIAN SOVEREIGNTY OVER SAN ANDRES COULD BE DECLARED NULL AND VOID ON BASIS THAT U.S. MARINES OCCUPIED NICARAGUA AT THAT TIME AND FORCED NICARAGUA TO ENTER INTO THAT TREATY. B) AT TIME OF CONCLUSION OF 1927 TREATY, CONCEPT OF STATE TERRITORIAL RIGHTS OVER CONTINENTAL SHELF WAS UNKNOWN. IT COULD BE ARGUED THAT WHILE IN 1927

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TREATY, NICARAGUA RECOGNIZED COLOMBIAN SOVEREIGNTY OVER SAN ANDRES, NICARAGUA DID NOT YIELD SOVEREIGN RIGHTS OVER CONTINENTAL SHELF. UNDER THIS CONCEPT, SAN ANDRES WOULD BE REGARDED AS A COLOMBIAN ISLAND LOCATED IN NICARAGUAN WATERS.

2. MONTIEL REPORTEDLY CONCEDED TO FACIO THAT HE LACKED

EVIDENCE TO SUPPORT A CHARGE THAT U.S. HAD IMPOSED 1927
TREATY ON NICARAGUA. HE SAID THAT IF SUCH EVIDENCE
COULD BE DEVELOPED HE, MONTIEL, WOULD NOT
HESITATE TO DENOUNCE THAT TREATY.

3. MONTIEL ALSO MENTIONED QUITA SUENO QUESTION TO
FACIO, ALLEGING THAT FORMER U.S. CLAIM TO QUITA SUENO
AND PRESENT COLOMBIAN CLAIM LACKED MERIT BECAUSE QUITA
SUENO OBVIOUSLY PART OF NICARAGUA'S CONTINENTAL SHELF.
HE SAID GON WOULD NEVER ACCEPT COLOMBIAN CLAIM TO QUITA
SUENO OR U.S. RENUNCIATION IN FAVOR OF COLOMBIA OF ITS
FORMER CLAIM.
KILDAY

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CONTINENTAL SHELF, GOVERNMENT REACTIONS, ISLAND CLAIMS, TERRITORIAL CLAIMS
Control Number: n/a
Copy: SINGLE
Sent Date: 25-Mar-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977SANJO01247
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770104-0709
Format: TEL
From: SAN JOSE
Handling Restrictions: n/a
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Legacy Key: link1977/newtext/t19770321/aaaaasan.tel
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Litigation History:
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Office: ACTION ARA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 MANAGUA 1379
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 11-Jan-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2995282
Secure: OPEN
Status: NATIVE
Subject: NICARAGUAN RESERVATIONS RE COLOMBIAN-COSTA RICAN MARITIME TREATY
TAGS: PBOR, CO, CS, NU, US
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/a431d0b1-c288-dd11-92da-001cc4696bcc
Review Markings:
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